

**RESOLUTION: RES. 2005-1**  
**US FOREST SERVICE BAIL SCHEDULE**

**Adopted by**  
**CALIFORNIA OFF-HIGHWAY MOTOR VEHICLE RECREATION**  
**COMMISSION**

**Approved January 22, 2005**

**WHEREAS**, illegal use of off-highway vehicles (OHV) causes resource damage and reflects poorly on the many off-highway vehicle users who obey the law, and thus many OHV groups support increased measures to prevent illegal riding and resource damage; and

**WHEREAS**, the fines for OHV violations in some areas range as low as \$50; and

**WHEREAS**, increased fines, combined with increased law enforcement, could lead to a significant reduction in violations; and

**WHEREAS**, there is widespread support for increasing fines for violations among the off-road vehicle user, environmental, and law enforcement communities; and

**NOW, THEREFORE, BE IT RESOLVED**, that the OHMVR Commission supports increasing fines for OHV violations of existing federal regulations covering National Forest System lands as follows:

**TITLE 36 CFR 261 SUBPART A-GENERAL PROHIBITIONS**

36 CFR 261.12(c) (National Forest System Roads and Trails) Damaging and leaving in a damaged condition any such road, trail, or segment thereof  
\$250

36 CFR 261.13(d) (Use of Vehicles Off Roads) In violation of any applicable noise emission standard established by any Federal or State Agency  
\$250

36 CFR 261.13(h) (Use of Vehicles Off Roads) In a manner which damages or unreasonable disturbs the land, wildlife, or vegetative resources.  
\$500

36 CFR 261.13(i) (Use of Vehicles Off Roads) In violation of State law established for vehicles used off roads.  
Adopt amounts in the California Uniform Bail Schedule for respective year

36 CFR 261.14(n) (Developed Recreation Sites) Operating a bicycle, motorbike, or motorcycle on a trail unless designated for this use  
\$250

36 CFR 261.14(o) (Developed Recreation Sites) Operating a motorbike, motorcycle, or other motor vehicle for any purpose other than entering or leaving the site  
\$250

36 CFR 261.16(a) (National Forest Wilderness) Possessing or using a motor vehicle, motorboat, or motorized equipment except as authorized by Federal law or regulation  
\$750 or mandatory appearance

36 CFR 261.18 (Pacific Crest National Scenic Trail) It is prohibited to use a motorized vehicle on the Pacific Crest National Scenic Trail without a special-use authorization.  
\$500

36 CFR 261.19(b) (National Forest Primitive Areas) Possessing or using a motor or motorized equipment, except small battery powered, hand-held devices, such as cameras, shavers, flashlight, and Geiger-counters  
\$500

#### TITLE 36 CFR 261 SUBPART B – PROHIBITIONS IN AREAS DESIGNATED BY ORDER

36 CFR 261.52(j) (Fire) Operating or using any internal combustion engine without a spark arresting device properly installed, maintained in effective working order meeting either (1) Dept. of Agriculture, Forest Service Standard 5100-1a;  
\$500

or

(2) appropriate Society of Automotive Engineers (SAE) recommended practice J335(b) and J350(a)  
\$500

36 CFR 261.53 (Special Closure) When provided in an order, it is prohibited to go into or be upon any area which is closed for the protection of:  
(a) Threatened, endangered, rare, unique, or vanishing species of plants, animals, birds or fish.  
\$500

(b) Special biological communities  
\$500

(c) Objects or areas of historical, archeological, geological or paleontological interest authorization  
\$500

(d) Scientific experiments or investigations  
\$500

(e) Public health or safety  
\$500

36 CFR 261.54(a) (National Forest System Roads) Using any type of vehicle prohibited by the order  
\$250

36 CFR 261.54(e) (National Forest System Roads) Being on the road  
\$250

36 CFR 261.55(a) (National Forest System Trails) Being on a trail  
\$250

36 CFR 261.55(b) (National Forest System Trails) Using any type of vehicle prohibited by the order  
\$250

36 CFR 261.55(c) (National Forest System Trails) Use by any type of traffic or mode of transportation prohibited by the order  
\$250

36 CFR 261.55(d) (National Forest System Trails) Operating a vehicle in violation of width, weight, height, length, or other limitation specified by the order  
\$250

36 CFR 261.55(e) (National Forest System Trails) Shortcutting a switchback in a trail  
\$250

36 CFR 261.56 (Use of Vehicles Off National Forest System Roads) When provided by an order, it is prohibited to possess or use a vehicle off forest system roads  
\$250

36 CFR 261.57(h) (National Forest Wilderness) Possessing or using a bicycle, wagon, cart, or other vehicle  
\$500

**BE IT FURTHER RESOLVED** that the OHMVR Commission directs the staff of the Off-Highway Motor Vehicle Recreation Division to provide a copy of this resolution to the appropriate federal authorities.